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STATE OF WISCONSIN

BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF THE APPLICATION

FOR AN APPRENTICESHIP PERMIT BY

DARRYL E. TUCKER,

APPLICANT

FINAL DECISION AND ORDER

LS99020121BAC

Division of Enforcement Case No. 98 BAC 138

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

*Darryl E. Tucker
8330 North 46th Street #120
Brown Deer, WI 53223*

*Barbering and Cosmetology Examining Board
PO Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. On or about February 20, 1997, the Barbering and Cosmetology Examining Board issued Darryl E. Tucker, 8330 North 46th Street #120, Brown Deer, WI 53223, an initial apprenticeship permit (permit #7399). The Department of Workforce Development canceled Mr. Tucker's indenture for failure to attend school in January, 1998.
2. In September, 1998, Mr. Tucker filed a petition for an extension of his barbering and cosmetology apprenticeship permit to allow him time to complete his theory training hours and to continue working following the first 22 months of his apprenticeship.
3. In resolution of this matter, Mr. Tucker consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

The Wisconsin Barbering and Cosmetology Examining Board has jurisdiction to act in this matter, pursuant to secs. 454.15(2) and 454.10(3), Stats. and is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED THAT

the application of Darryl E. Tucker for an extension of his barbering and cosmetology apprentice permit shall be granted, **subject to the following terms and conditions:**

Application

1. Mr. Tucker shall arrange for the completion of all necessary paperwork for the activation of his apprenticeship permit with the Department of Workforce Development. Mr. Tucker may not commence work as an apprentice until the requirements of this paragraph are satisfied.

Theory instruction.

2. Mr. Tucker must maintain current enrollment in and uninterrupted attendance at an acceptable provider of theory instruction for barbering and cosmetology.

Reports.

3. During the time that Mr. Tucker holds an apprenticeship permit he shall arrange for submission of the following reports **on at least a monthly basis:**

a) Current documentation of satisfactory enrollment in school; school attendance and progress in school; and

b) Current documentation of satisfactory work attendance and training.

4. All documentation [*including proof of enrollment, school attendance and work reports*] shall be submitted to Field Representative Kay Haishuk, Bureau of Apprenticeship Standards, Department of Workforce Development, 819 N. 6th St., Room 516, Brown Deer, WI 53203; Tel. (414) 227-4398.

Permit.

5. The apprenticeship permit shall be issued for a maximum term of twenty-two (22) months.

Completion of training.

5. Immediately following completion of his theory and practical instruction, Mr. Tucker shall contact Continental Testing [(800) 359-1313] to schedule his licensure examination and obtain a temporary permit. A temporary permit is required in order to continue practicing after theory and practical instruction is completed.

IT IS FURTHER ORDERED THAT

IN THE EVENT THAT THE BOARD RECEIVES NOTIFICATION FROM THE DEPARTMENT OF WORKFORCE DEVELOPMENT THAT DARRYL E. TUCKER HAS FAILED TO MAINTAIN SATISFACTORY SCHOOL ATTENDANCE AND PROGRESS IN SCHOOL OR THAT MR. TUCKER HAS FAILED TO MAINTAIN SATISFACTORY WORK ATTENDANCE AND PARTICIPATION IN TRAINING, THE APPRENTICESHIP PERMIT GRANTED TO MR. TUCKER (#7399) **SHALL BE REVOKED**, WITHOUT FURTHER NOTICE OR HEARING, AND MR. TUCKER MUST THEN IMMEDIATELY CEASE PRACTICING BARBERING AND COSMETOLOGY.

This Order shall become effective on the date of its signing.

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: James Fahey

A Member of the Board

February 1, 1999

Date

